

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DARYL COOK,	:	CIVIL ACTION
	:	NO. 17-00331
Plaintiff,	:	
	:	
v.	:	
	:	
CITY OF PHILADELPHIA, et al.,	:	
	:	
Defendants.	:	

**O R D E R**

**AND NOW**, this **18th** day of **July, 2019**, for the reasons set forth in the accompanying memorandum, it is hereby **ORDERED** as follows:

1. As to the § 1985, § 1983, and misrepresentation claims, they are **DISMISSED with prejudice**;<sup>1</sup>

2. As to the fraud claim, Defendants' Motion for Summary Judgment (ECF No. 50) is **GRANTED**, and the Motion is otherwise **DENIED as moot**;<sup>2</sup>

3. Plaintiff's Motion for Default Judgment or Extra-Ordinary Relief (ECF No. 72) is **DENIED**;

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<sup>1</sup> The § 1985 claim is not legally cognizable. The Court lacks jurisdiction over the § 1983 and misrepresentation claims under Rooker-Feldman.

<sup>2</sup> The Settlement Agreement bars this suit, and res judicata precludes this claim.

4. The Clerk of Court shall mark this case **CLOSED**.

**AND IT IS SO ORDERED.**

/s/ Eduardo C. Robreno  
EDUARDO C. ROBRENO, J.